

UNITED STATES PATENT AND TRADEMARK OFFICE

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|-------------|----------------------|-----------------|---|
| Patent No.: | 6,667,344 | Issued: | December 23, 2003 |
| Examiner: | WEDDINGTON, Kevin E. | Group Art Unit: | 1614 |
| Re: | Application of: | | BANERJEE, Partha S., et al. |
| | Serial No.: | | 09/887,281 |
| | Filed: | | June 22, 2001 |
| | For: | | BRONCHODILATING COMPOSITIONS AND METHODS |

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

July 20, 2007

ATTENTION: Supervisory Patent Examiner, Unit 1614

PETITION FOR CORRECTION OF INVENTORSHIP
UNDER 37 CFR § 1.324 (b)

1. This is a petition for correction of error in a misjoinder of a person who is named as an inventor in the above issued patent. It is respectfully requested that the PTO issue a certificate correcting the error.

2. Enclosed herewith is:

A signed statement from the inventor, Samuel O. Akapo, who is being deleted.

A statement from the current named inventors, Partha S. Banerjee, Stephen Pham, and Imtiaz A. Chaudry, stating that there is no disagreement in regard to the requested change.

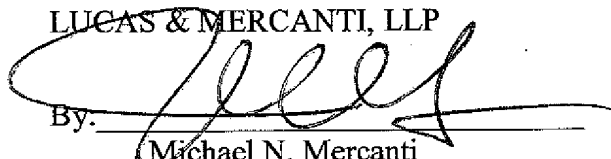
The written consent of the assignee, Dey L.P. to amend the inventorship.

A copy of the assignment of Samuel O. Akapo to Dey L.P., and the related assignment recordation sheet transmitted to the PTO on October 1, 2001, under separate cover.

3. The required fee of \$130.00 is paid with a credit card. If it is determined that any further fees are due or any overpayment has been made, authorization is hereby made to debit or credit such sum to Deposit Account No. 02-2275.

Respectfully submitted,

LUCAS & MERCANTI, LLP

By. 
Michael N. Mercanti
Registration No. 33,966

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
ATTENTION: Supervisory Patent Examiner, Unit 1614

July 17, 2007

**PETITION FOR CORRECTION OF INVENTORSHIP
UNDER 37 CFR § 1.324 (b)**

Statement Under 37 CFR § 1.324 (b) from Person Who is Being Deleted

I, Samuel O. Akapo, the person who is being deleted as an inventor by the petition being submitted to correct the inventorship of this patent do hereby declare that the inventorship error in including my name as an inventor of this patent occurred without any deceptive intention on my part.

7-19-07
Date


Samuel O. Akapo

UNITED STATES PATENT AND TRADEMARK OFFICE

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

March 23, 2007

ATTENTION: Supervisory Patent Examiner, Unit 1614

**PETITION FOR CORRECTION OF INVENTORSHIP
UNDER 37 CFR § 1.324 (b)**

Statement Under 37 CFR § 1.324 (b) from Current Named Inventors

1. We, **Partha S. Banerjee, Stephen Pham, and Imtiaz A. Chaudry**, are the named inventors in **U.S. Patent No. 6,667,344**, entitled **BRONCHODILATING COMPOSITIONS AND METHODS**, issued December 23, 2003, and assigned to Dey L.P.
2. We are informed of the request of Dey L.P. to **delete Samuel O. Akapo as an inventor in U.S. Patent No. 6,667,344**, based on the opinion of patent counsel for Dey L.P., and a record of invention of Samuel O. Akapo during the time period he was employed by Dey L.P.
3. We **have no disagreement** in regard to the requested change in inventorship; namely, the deletion of Samuel O. Akapo as inventor, under 37 CFR § 1.324(b).

4. We further declare that all statements made herein of our knowledge are true, and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful and false statements and the like so made are punishable by fine or imprisonment, or both under §1001 of Title 18 of the U.S. Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

03/24/07

Date

Partha S. Banerjee
Partha S. Banerjee

03/27/07

Date

Stephen Pham
Stephen Pham

3/27/07

Date

Imtiaz A. Chaudry
Imtiaz A. Chaudry

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent No.: 6,667,344

Date of Issue: December 23, 2003

Name of Patentee: Partha S. **Banerjee**, et al.

Title of Invention: **BRONCHODILATING COMPOSITIONS AND METHODS**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450


March 23, 2007

**CONSENT OF ASSIGNEE TO CHANGE OF INVENTORSHIP OF PATENT
UNDER 37 CFR § 1.324(b)(3)**

DEY L.P.

Owner by assignment of the above patent, in the **assignment recorded** in the PTO on **October 1, 2001** at **Frame 0116, Reel 012214**, hereby consents to the amendment of the inventorship of this patent as requested in the accompanying papers.

3-29-07
Date


John Kling, Esq.
SENIOR VICE PRESIDENT, LEGAL



UNITED STATES
PATENT AND
TRADEMARK OFFICE

DECEMBER 06, 2001

PTAS

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Under Secretary of Commerce For Intellectual Property and
Director of the United States Patent and Trademark Office
Washington, DC 20231
www.uspto.gov



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UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 10/01/2001

REEL/FRAME: 012214/0116
NUMBER OF PAGES: 9

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

BANERJEE, PARTHA S.

DOC DATE: 07/10/2001

ASSIGNOR:

PHAM, STEPHEN

DOC DATE: 07/10/2001

ASSIGNOR:

AKAPO, SAMUEL O.

DOC DATE: 07/10/2001

ASSIGNOR:

CHAUDRY, IMTIAZ A.

DOC DATE: 07/10/2001

ASSIGNEE:

DEY, L.P.

2751 NAPA VALLEY CORPORATE DRIVE
NAPA, CALIFORNIA 94558

SERIAL NUMBER: 09887281

PATENT NUMBER:

FILING DATE: 06/22/2001

ISSUE DATE:

RECEIVED

DEC 11 2001

HELLER EHRMAN

012214/G116 PAGE 2

SHARON LATIMER, EXAMINER
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS

A S S I G N M E N T

I, SAMUEL O. AKAPO, a citizen of Nigeria, residing at 293 Shasta Drive, #115, Vacaville, California, 95687, for good and valuable consideration, have assigned and do hereby assign to DEY, L.P., a Limited Partnership formed under the laws of Delaware, having a principal business address of 2751 Napa Valley Corporate Drive, Napa, California 94558, U.S.A., its successors, assigns and legal representatives, the entire right, title and interest in and to all subject matter invented by me and disclosed in the application for Letters Patent of the United States Serial No. 09/887,281 entitled:

BRONCHODILATING COMPOSITIONS AND METHODS

and in and to all Convention and Treaty rights of all kinds, in all countries throughout the world, for all such subject matter, including the right to claim for any such foreign applications any priority rights to which such applications are entitled under international conventions, treaties or otherwise and, in and to, all Letters Patent to be obtained for said subject matter by the above application or any continuation, division, continuation-in-part, extension, conversion to 35 USC 111(b) or substitute thereof, and any reissue, reexamination or extension of said Letters Patent.

Banerjee et al.
ASSIGNMENT

Atty Docket No. 18025-1013

I agree to do all acts and sign all documents necessary to secure, defend and maintain all said Letters Patent and rights, including any continuations, divisionals, reissues, renewals and extensions, and request issuance of all said Letters Patent to the above Assignee in accordance with this assignment.

Date: 07-10-01

Samuel O. Akapo
SAMUEL O. AKAPO

STATE OF California)
COUNTY OF Napa) SS.

On July 10, 2001, before me, the undersigned, a notary public for the State of California, personally appeared SAMUEL O. AKAPO, personally known to me ~~(or proved to me on the basis of satisfactory evidence)~~ to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same in his authorized capacity and that by his signature on the instrument the person or the entity upon behalf of which the person acted executed the instrument.

WITNESS my hand and official seal.

Colene H. Gruhn
Notary Public

